

AMENDED IN ASSEMBLY MARCH 31, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1129

Introduced by Assembly Member Mountjoy

February 22, 2005

An act to amend Section 9022 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1129, as amended, Mountjoy. ~~Elections~~ *Initiative and referendum petitions.*

Existing law requires that persons who circulate initiative and referendum petitions be voters or be qualified to register to vote in the state and requires each of those persons to certify, with his or her signature, to the content, truth, and correctness of the declaration that is required to be attached to each section of the petition.

This bill would ~~make technical, nonsubstantive changes to that provision of law~~ *exempt a circulator of a section of a petition signed by only one voter from the requirements that a declaration be completed.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9022 of the Elections Code is amended
- 2 to read:
- 3 9022. (a) (1) Each section of the petition shall have attached
- 4 thereto the declaration of the person soliciting the signatures
- 5 setting forth the information required by Section 104 and stating

1 that the circulator is a voter or is qualified to register to vote in
2 the state.

3 *(2) Notwithstanding paragraph (1), for a section of a petition*
4 *that is signed by only one voter, the declaration of the circulator*
5 *need not be completed.*

6 (b) The circulator shall certify to the content of the declaration
7 as to its truth and correctness, under penalty of perjury under the
8 laws of the State of California, with the signature of his or her
9 name at length, including given name and middle name or initial.
10 The circulator shall state the date and the place of execution on
11 the declaration immediately preceding his or her signature.

12 (c) Another declaration thereto may not be required.

13 (d) Petitions so verified shall be prima facie evidence that the
14 signatures thereon are genuine and that the persons signing are
15 qualified voters. Unless and until otherwise proven upon official
16 investigation, it shall be presumed that the petition presented
17 contains the signatures of the requisite number of qualified
18 voters.